



# UTILITY CONTINUATION PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))



Attorney Docket No.: 3676-18-CON-3

Inventors: Mr. Jack Barreca, 180 Cook Street, #401, Denver, CO 80206

Express Mail Label No.: EV 331287770 US

Title: "FUNCTIONAL GUMS, LOZENGES AND LOLLIPOPS"

Group Art Unit: 1615

Examiner: Susan Tran

**Mail Stop Patent Application**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

This is a Continuation application of pending prior Application Serial No. 10/316,700 filed on December 10, 2002, which is a continuation of Application Serial No. 09/664,630 filed on September 19, 2000 (now U.S. Patent No. 6,491,540) and U.S. Provisional Patent Application No. 60/154,972 filed on September 20, 1999. The entire disclosure of the prior applications are considered to be part of the disclosure of the accompanying application and are hereby incorporated by reference.

Enclosed for filing with the above-identified utility patent application, please find the following:

1. [X] Applicant claims small entity status. See 37 CFR 1.27.
2. [X] Copy of Oath/Declaration from the above-referenced pending prior application (37 CFR 1.63(d))
3. [X] Information Disclosure Statement (IDS/PTO-1449)
4. [X] Providing Information From Related Litigation Under MPEP §2001.06(C)
5. [X] Return Postcard (MPEP 503) *(should be specifically itemized)*
6. [X] A check in the amount of \$459.00 is enclosed.

## FEE CALCULATION:

	(COL. 1) NO. FILED				(COL. 2*) NO. EXTRA		SMALL ENTITY			LARGE ENTITY	
							RATE	FEE		RATE	FEE
BASIC FEE:								\$375.00	OR		\$750.00
TOTAL CLAIMS:	7	-	20		0		X \$9 =	\$0.00	OR	X \$18 =	
INDEP. CLAIMS:	5	-	3		2		X \$42 =	\$84.00	OR	X \$84 =	
MULTIPLE DEPENDENT CLAIMS							+ \$140 =	\$0.00	OR	+ \$280 =	
*IF THE DIFFERENCE IN COL. 2 IS LESS THAN ZERO, ENTER "O" IN COL. 2.							TOTAL:	\$459.00			

## OTHER INFORMATION:

1. [X] The Commissioner is hereby authorized to debit any underpayments or credit any overpayment to Deposit Account No. 19-1970.
2. [X] The Commissioner is hereby authorized to charge all required fees for extensions of time under §1.17 to Deposit Account No. 19-1970.

3. [X] The Small Entity Statement was filed in the above-referenced prior application. Small Entity status is still proper and desired.
4. [X] The Power of Attorney appears in the original papers of the prior pending application.
5. [X] Please amend the specification by inserting the following after the title and before the Field of Invention:

-- CROSS REFERENCE TO RELATED APPLICATION

This is a Continuation application of pending prior Application Serial No. 10/316,700 filed on December 10, 2002, which is a continuation of Application Serial No. 09/664,630 filed on September 19, 2000 (now U.S. Patent No. 6,491,540) and U.S. Provisional Patent Application No. 60/154,972 filed on September 20, 1999. The entire disclosure of the prior applications are considered to be part of the disclosure of the accompanying application and are hereby incorporated by reference. --

6. Correspondence Address:

Joseph E. Kovarik, Esq.  
SHERIDAN ROSS P.C.  
1560 Broadway, Suite 1200  
Denver, Colorado 80202-5141  
Telephone: (303) 863-9700  
Facsimile: (303) 863-0223

7. [X] Customer No: **22442**

Respectfully Submitted,

SHERIDAN ROSS P.C.

Joseph E. Kovarik  
Registration No. 33,005

Date:

8/21/03